

# GOVERNMENT OF THE DISTRICT OF COLUMBIA

Child and Family Services Agency



## DETERMINATION AND FINDINGS FOR A SOLE SOURCE PROCUREMENT

**Agency:** Child and Family Services Agency  
**Contract No.:** DCRL-2020-R-0164  
**Caption:** Developmentally Disabled Services  
**Contractor:** Innovative Life Solutions, Inc.

### FINDINGS

1. **AUTHORIZATION:**

27 DCMR 1702

2. **MINIMUM NEED:**

The District of Columbia, Child and Family Services Agency (CFSA) has an immediate need to provide its client in an emergency specialized developmental disability services for youth (AG) with the contractor listed above, in order to assist CFSA in maintaining its compliance with the LaShawn A v. Bowser Implementation Plan.

3. **ESTIMATED REASONABLE PRICE:**

\$421,071.30.

4. **FACTS WHICH JUSTIFY A SOLE SOURCE PROCUREMENT:**

- (1) The Child and Family Services Agency (CFSA) as part of the ongoing LaShawn A v. Bowser federal litigation, is required to provide services that will enable CFSA to promote permanency and provide specialized care for developmentally disabled youth presenting issues that cannot be served by traditional foster homes, group home or independent living programs. CFSA requires a program that is highly structured, age appropriate; gender specific and have a therapeutic environment in the District of Columbia that ensures that the daily need of developmentally disabled youths are met.
- (2) This CFSA client (AG) has a significant intellectual disability that impairs his judgement and decision-making. He is currently in an emergency placement and has to leave his current foster setting and could benefit from a supportive living setting that provides 24-hour supervision. He has a very fragile state of mind and severe impairments and need to be place in a restrictive environment for his safety. Given his traumatic history and his age and considering continuity of care, it is best that he resides in a single occupancy placement. In this new placement, ILS can support him in developing life skills and safe

attachments within his community while he prepares for his transition into the Adult system supported by Department on Disability Services.

- (3). CFSA has an immediate need of a qualified provider, that is immediately available and ready to provide these much needed specialized developmentally disabled services. This requires CFSA's to enter into a sole source contract in order to award task orders to the selected qualified provider in a timely fashion to meet the immediate needs of the agency.
- (5). Therefore, the use of a sole source contract for this type of services method of procurement enables CFSA and the District to utilize a current qualified provider for the services thereby increasing the availability of choices and options to best meet the needs of those to be served.
- (6). Any interruption in services will become an imminent threat to the public health, welfare, and safety of the youth housed under the DDS Residential Treatment services and the District of Columbia citizens. The District of Columbia Government can be sued if they are in violation of the ongoing LaShawn A v. Bowser federal litigation.
- (7). Therefore, it is in the best interest of the District to proceed with acquiring the services from the above referenced provider via an emergency contract.

**5. CERTIFICATION BY AGENCY HEAD:**

I hereby certify that the above findings are true, correct and complete.

\_\_\_\_\_  
Brenda Donald  
Director, CFSA

\_\_\_\_\_  
Date

**6. CERTIFICATION BY CONTRACTING OFFICER:**

I have reviewed the above findings and certify that they are sufficient to justify the use of the sole source method of procurement under the cited authority. I certify that the notice of intent to award a sole source contract was published in accordance with 27 DCMR 1304 and that no response was received. I recommend that the Chief Procurement Officer approve the use of the sole source procurement method for this proposed contract.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Agency Contracting Officer

**DETERMINATION**

Based on the above findings and in accordance with the cited authority, I hereby determine that it is not feasible or practical to invoke the competitive solicitation process under either Section 402 or 403 of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Law 18-371; D.C. Official Code § 2-354.02 or 2-354.03). Accordingly, I determine that the District is justified in using the sole source method of procurement.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Agency Contracting Officer